

Allen Owen, Mayor
Eunice Reiter, Mayor Pro Tem
Jerry Wyatt, Councilmember
Barbara Gibson, Councilmember



Buddy Jimerson, Councilmember
Brett Kolaja, Councilmember
Cynthia Gary, Councilmember
Caroline Kelley, City Attorney
Frank Simpson, City Manager
Patrice Fogarty, City Secretary

CITY COUNCIL SPECIAL MEETING AGENDA

Notice is hereby given of a Special Meeting of the City Council to be held on **Monday, April 20, 2009**, at **5:45 p.m.** at: **City Hall; 2nd Floor Conference Room behind the Council Chambers**, 1522 Texas Parkway, Missouri City, Texas, for the purpose of considering the items listed below. All agenda items are subject to action. The City Council reserves the right to meet in a closed session on any agenda item should the need arise and if applicable pursuant to authorization by Title 5, Chapter 551, of the Texas Government Code.

1. CALL TO ORDER

2. DISCUSSION/POSSIBLE ACTION

- (a) Consider and discuss failure to attend school violations as related to Municipal Court operations.
- (b) Consider and discuss the Parks Trail Master Plan.
- (c) Consider and discuss the term "tagging" an agenda item.
- (d) Consider and discuss the rules for the order of business of City Council meetings.

3. CLOSED EXECUTIVE SESSION

The City Council may go into Executive Session regarding any item posted on the Agenda as authorized by Chapter 551 of the Texas Government Code.

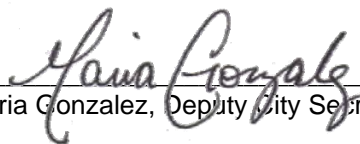
4. CONVENE INTO OPEN SESSION – Take action, if necessary.

5. ADJOURN

In compliance with the Americans With Disabilities Act, the City of Missouri City will provide for reasonable accommodations for persons attending City Council meetings. To better serve you, requests should be received 24 hours prior to the meetings. Please contact Patrice Fogarty, City Secretary, at 281-403-8685.

CERTIFICATION

I certify that a copy of the April 20, 2009, agenda of items to be considered by the City Council was posted on the City Hall bulletin board on April 16, 2009, at 4:00 p.m.



Maria Gonzalez, Deputy City Secretary

I certify that the attached notice and agenda of items to be considered by the City Council was removed by me from the City Hall bulletin board on the ____ day of _____, 2009.

Title: _____



**Special City Council Agenda Item
April 20, 2009**

2. DISCUSSION/POSSIBLE ACTION

- (b) Consider and discuss the Parks Trail Master Plan.

Background information attached as follows:

Cover Memo



**Special City Council Meeting
Agenda Item Cover Memo
April 20, 2009**

To: Mayor and City Council
Agenda Item: 2b Review and discuss the Trail Master Plan.
Submitted by: Kelly Snook, ASLA Director Parks and Recreation Department

SYNOPSIS

Briefing of DRAFT-Trails Master Plan as developed through community and staff input.

BACKGROUND

The Park Master Plan was adopted in May 2007 and has been used to guide the development of Missouri City's park system. The Trail Master Plan, once adopted, will become an important volume of the Park Master Plan further emphasizing recreational opportunities within Missouri City. This document was developed with community input (gathered from two community meetings and two presentations to Parks Board) as well as information derived from the current Comprehensive Plan and the adopted Thoroughfare Plan. The plan has been completed by Clark Condon Associates, Inc., a landscape architectural firm which specializes in park projects. The final document includes projected multipurpose, bike and canoe trails, standard materials, amenities and signage to support the trails as well as linear opportunity resources availability such as natural features like the Brazos River.

FISCAL ANALYSIS

The 2003 Bond Program included funds for development of a Trail System for Missouri City, this plan will provide direction for the expenditure of those funds.

STAFF'S RECOMMENDATION

Please review for anticipated presentation at May Council Meeting.

**Bill Atkinson
Assistant City Manager**



**Special City Council Agenda Item
April 20, 2009**

2. DISCUSSION/POSSIBLE ACTION

- (c) Consider and discuss the term "tagging" an agenda item.
- (d) Consider and discuss the rules for the order of business of City Council meetings.

Background information attached as follows:

Cover Memo

Ordinance

Changes Marked



**Special City Council Meeting
Agenda Item Cover Memo
April 20, 2009**

To: Mayor and City Council
Agenda Item: **2c and 2d** Amendment of an Ordinance providing rules for the order of business of City Council meetings and deferrals of certain agenda items.
Prepared by: Caroline Kelley, City Attorney
Submitted by: Patrice Fogarty, City Secretary

SYNOPSIS

The proposed ordinance sets forth amendments to Subsections 2-77(a) and 2-77(b) of Chapter 2, Administration, of the Code of Ordinances.

Per the City Charter, the order of the items of business must be set by ordinance. Subsection 2-77(a) contains the rules setting the order of business of the agenda for City Council Meetings. Changes have been made in light of input from City Council from the last workshop.

Per *Robert's Rules of Order*, councilmembers may move to postpone agenda items to a date certain or indefinitely, via majority vote. Subsection 2-77(b) supplements *Robert's Rules of Order* by providing that an individual councilmember may "tag" the final action on an agenda item, without a majority vote. This ordinance rewords and clarifies this provision.

FISCAL ANALYSIS

No fiscal impact.

STAFF'S RECOMMENDATION

Consideration of draft ordinance at workshop.

**Frank Simpson
City Manager**

ORDINANCE NO. O-09-

AN ORDINANCE OF THE CITY OF MISSOURI CITY, TEXAS, AMENDING CHAPTER 2, ADMINISTRATION, OF THE CODE OF ORDINANCES OF THE CITY OF MISSOURI CITY, TEXAS; PROVIDING RULES FOR THE ORDER OF BUSINESS OF CITY COUNCIL MEETINGS AND FOR THE DEFERRAL OF FINAL ACTION OF CERTAIN ITEMS AT CITY COUNCIL MEETINGS; AND PROVIDING FOR SEVERABILITY.

* * * * *

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MISSOURI CITY, TEXAS:

Section 1. The Code of Ordinances of the City of Missouri City, Texas, is hereby amended by deleting Subsections 2-77(a) and 2-77(b) of Division 3 of Article II of Chapter 2 and substituting therefor new Subsections 2-77(a) and 2-77(b) of Division 3 of Article II of Chapter 2 to provide as follows:

“Chapter 2 ADMINISTRATION

.

ARTICLE II. CITY COUNCIL

.

DIVISION 3. MEETINGS

.

Sec. 2-77. Agenda; order of business.

(a) *Order of business.* The proceedings of the council shall be as follows, except for any changes in order made by the City Manager:

- (1) Roll call.
- (2) Pledge of allegiance.
- (3) Presentations and recognitions.
- (4) Staff reports.
- (5) Consent agenda.
- (6) Minutes.
- (7) Public hearings and related actions.
 - (i) Zoning public hearings and ordinances.
 - (ii) Public hearings and related actions, as required or appropriate.

- (8) Appointments.
- (9) Authorizations.
- (10) Public comments.
- (11) Ordinances.
- (12) Resolutions.
- (13) City Council announcements.
- (14) Closed executive session.

(b) *Deferring final action on an agenda item.*

- (1) A councilmember may defer final action on an agenda item provided such deferral shall not render such agenda item moot. Such deferral shall postpone final action on the agenda item until the next regular council meeting when the item can be legally noticed.
- (2) A councilmember may defer final action on an agenda item only if the councilmember is present for at least part of the consideration of such item.
- (3) A councilmember may defer final action on an agenda item only if the deferral is made prior to the vote on the final action on the agenda item.
- (4) A councilmember may not defer final action on an agenda item which has been previously deferred.
- (5) A councilmember may not defer final action on an emergency item.”

Section 2. In the event any clause, phrase, provision, sentence or part of this Ordinance or the application of the same to any person or circumstances shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City of Missouri City, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any part thus declared to be invalid or unconstitutional, or whether there be one or more parts.

PASSED AND APPROVED on first reading this ____ day of _____, 2009.

PASSED, APPROVED AND ADOPTED on second and final reading this ____ day of _____, 2009.

Allen Owen, Mayor

ATTEST:

APPROVED AS TO FORM:

Patrice Fogarty, City Secretary

Caroline Kelley, City Attorney

CHANGES MARKED

ORDINANCE NO. O-09-

AN ORDINANCE OF THE CITY OF MISSOURI CITY, TEXAS, AMENDING CHAPTER 2, ADMINISTRATION, OF THE CODE OF ORDINANCES OF THE CITY OF MISSOURI CITY, TEXAS; PROVIDING RULES FOR THE ORDER OF BUSINESS OF CITY COUNCIL MEETINGS AND FOR THE DEFERRAL OF FINAL ACTION OF CERTAIN ITEMS AT CITY COUNCIL MEETINGS; AND PROVIDING FOR SEVERABILITY.

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- (56) Minutes.
- ~~(6) Reports.~~

(7) Public hearings and related actions.

(i) Zoning public hearings and ordinances.

(ii) Public hearings and related actions, as required or appropriate.

(~~7~~8) Appointments.

(~~8~~9) Authorizations.

(~~9~~10) Public comments.

~~(10) Zoning ordinances.~~

(11) Ordinances.

(12) Resolutions.

~~(13) Additional public hearings.~~

(13) City Council announcements.

(14) Closed executive session.

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PASSED, APPROVED AND ADOPTED on second and final reading this ____ day of _____, 2009.

Allen Owen, Mayor

ATTEST:

APPROVED AS TO FORM:

Patrice Fogarty, City Secretary

Caroline Kelley, City Attorney

Document comparison done by Workshare Professional on Thursday, April 16, 2009
2:42:39 PM

Input:	
Document 1	file://W:/LEGALPC/Ordinance/Section 2-77 Agenda Order and Deferrals.doc
Document 2	file://W:/LEGALPC/Ordinance/Section 2-77 Agenda Order and Deferrals 2.doc
Rendering set	Standard

Legend:	
<u>Insertion</u>	
Deletion	
<u>Moved from</u>	
<u>Moved to</u>	
Style change	
Format change	
Moved deletion	
Inserted cell	
Deleted cell	
Moved cell	
Split/Merged cell	
Padding cell	

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